

REMARKS

In response to the Final Office Action dated March 12, 2009, Applicant respectfully requests reconsideration. To further the prosecution of this application, amendments have been in the claims, and each of the rejections set forth in the Final Office Action has been carefully considered and is addressed below. The claims as presented are believed to in condition for allowance.

Claims 1-6 were previously pending in this application. Claims 1-4 and 6 are amended herein. No claims are added or canceled. As a result, claims 1-6 remain pending for examination, with claims 1 and 6 being independent. No new matter has been added.

Claim Rejections under 35 U.S.C. §112

Claims 1 and 6 are rendered rejected under 35 U.S.C. §112, first paragraph, for purportedly failing to comply with the written description requirement. Specifically, the Final Office Action contends that limitations added to claims 1 and 6 in Applicant's previous response (filed December 3, 2008) are not disclosed in the specification in such a way to convey to one skilled in the art that the inventors had possession of the claimed invention at the time the application was filed.

Each of claims 1 and 6 is amended to remove the limitations added in the previous response. Accordingly, Applicant respectfully requests withdrawal of the rejection of claims 1 and 6 under 35 U.S.C. §112, first paragraph.

Claim Rejections under 35 U.S.C. §102

Each of independent claims 1 and 6 is rejected under 35 U.S.C. §102(b) as purportedly being anticipated by Japanese Patent No. 06083296 to Aoyanagi ("Aoyanagi"). Each of amended claims 1 and 6 is amended herein, and patentably distinguishes over Aoyanagi.

As presented herein, each of claims 1 and 6 includes limitations directed to modifying a display mode of information presented in an image display when vibration of not smaller than the predetermined level produced on the image display sustains over a duration of time not shorter than

a predetermined duration, and output of a detection output signal sustains over a duration of time not shorter than the predetermined duration.

Support for the amendments to claims 1 and 6 may be found in Applicant's specification at, for example, p. 16, line 10 – p. 17, line 5 and p. 28, line 1 – p. 30, line 14.

Aoyanagi fails to satisfy all of the limitations recited by either of amended claims 1 or 6, as Aoyanagi fails to disclose or suggest modifying a display mode of information presented in an image display when vibration of not smaller than a predetermined level sustains over a duration of time not shorter than a predetermined duration and when output of a detection output signal from a vibration detecting means sustains over a duration of time not shorter than the predetermined duration.

Rather, Aoyanagi detects that a vibration has occurred using only a single measure. That is, the system of Aoyanagi compares an image's position on a frame-by-frame basis to determine whether the image has been displaced and by how much (§[0008]). When displacement is detected, the image's position on the display is moved to offset the displacement along the x and/or y axes (§[0009]). Aoyanagi simply says nothing at all about modifying a display mode of information when a vibration sustains over a duration of time and when output of a detection output signal sustains over a duration of time, both of which are not shorter than a predetermined duration, as required by each of claims 1 and 6.

Accordingly, each of claims 1 and 6 patentably distinguishes over Aoyanagi, such that the rejection of these claims, and of each of claims 2-5 which depend from claim 1, under 35 U.S.C. §102(b) as purportedly being anticipated by Aoyanagi should be withdrawn.

CONCLUSION

A Notice of Allowance is respectfully requested. The Examiner is requested to call the undersigned at the telephone number listed below if this communication does not place the case in condition for allowance.

If this response is not considered timely filed and if a request for an extension of time is otherwise absent, Applicant hereby requests any necessary extension of time. If there is a fee occasioned by this response, including an extension fee, the Director is hereby authorized to charge any deficiency or credit any overpayment in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 23/2825, under Docket No. S1459.70115US00.

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Respectfully submitted,

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